

**PROOF**

---

---

**STATE OF IOWA**

# **Senate Journal**

**WEDNESDAY, JANUARY 24, 2018**

---

Printed daily by the State of Iowa during the sessions of the General Assembly. An official corrected copy is available for reference in the Secretary of the Senate's Office. (The official bound copy will be available after a reasonable time upon adjournment.)

---

---

# JOURNAL OF THE SENATE

---

SEVENTEENTH CALENDAR DAY  
ELEVENTH SESSION DAY

Senate Chamber  
Des Moines, Iowa, Wednesday, January 24, 2018

The Senate met in regular session at 9:03 a.m., President Whitver presiding.

Prayer was offered by the Honorable David Johnson, member of the Senate from Osceola County, Ocheyedon, Iowa.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Landra Reece.

The Journal of Tuesday, January 23, 2018, was approved.

## HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on January 23, 2018, **receded** from the House amendment to, **and passed** the following bill in which the concurrence of the House was asked:

**Senate File 512**, a bill for an act relating to water quality by amending the wastewater treatment financial assistance program, creating a water quality infrastructure fund, establishing a water quality financing program, providing for cost-share programs for infrastructure on agricultural and urban land under the water quality initiative, creating a water service excise tax and a related sales tax exemption, making transfers and appropriations and other changes properly related to water quality, and including effective date provisions.

## ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:33 a.m. until 9:00 a.m., Thursday, January 25, 2018.

## APPENDIX

### COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

#### DEPARTMENT OF HUMAN RIGHTS

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on January 24, 2018.

#### DEPARTMENT OF HUMAN SERVICES

Independent Living Services Report, pursuant to Iowa Code section 234.35. Report received on January 24, 2018.

Medicaid Managed Care Oversight Quarterly Meeting Minutes Report, pursuant to 2016 Iowa Acts, Chapter 1139, section 94. Report received on January 24, 2018.

Nursing Facility Qualities Assurance Assessment Fee Usage Report, pursuant to Iowa Code section 249L.4. Report received on January 24, 2018.

#### BOARD OF PHARMACY

Iowa Prescription Monitoring Program Report, pursuant to Iowa Code section 124.554. Report received on January 24, 2018.

### CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Kevin Burt, Coralville—For winning the International Blues Challenge. Senator Dvorsky.

### REPORTS OF COMMITTEE MEETINGS

#### EDUCATION

**Convened:** Wednesday, January 24, 2018, 2:00 p.m.

**Members Present:** Sinclair, Chair; Edler, Vice Chair; Quirmbach, Ranking Member; Behn, Bowman, Chelgren, Danielson, Dvorsky, Hart, Hogg, C. Johnson, Kraayenbrink, Lofgren, and Rozenboom.

**Members Absent:** Greene (excused).

**Committee Business:** Approved [SF 2004](#); passed [SSB 3029](#). Presentations.

**Adjourned:** 3:05 p.m.

#### **APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION**

**Convened:** Wednesday, January 24, 2018, 10:00 a.m.

**Members Present:** Guth, Chair; Chapman, Vice Chair; Mathis, Ranking Member; Lykam, and Zumbach.

**Members Absent:** None.

**Committee Business:** Presentations by the Department of Commerce: Banking Division, Professional Licensing Bureau, and the Credit Union Division.

**Adjourned:** 11:00 a.m.

#### **APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE AND NATURAL RESOURCES**

**Convened:** Wednesday, January 24, 2018, 10:00 a.m.

**Members Present:** Shipley, Chair; Brown, Vice Chair; Hart, Ranking Member; Kinney, and Rozenboom.

**Members Absent:** None.

**Committee Business:** Presentation by Director of Department of Natural Resources, Chuck Gipp.

**Adjourned:** 10:55 a.m.

#### **APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES**

**Convened:** Wednesday, January 24, 2018, 10:00 a.m.

**Members Present:** Costello, Chair; Segebart, Vice Chair; Ragan, Ranking Member; Bolkcom, and Edler.

**Members Absent:** None.

**Committee Business:** Presentations by DHS.

**Adjourned:** 11:30 a.m.

**APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION,  
INFRASTRUCTURE, AND CAPITALS**

**Convened:** Wednesday, January 24, 2018, 10:05 a.m.

**Members Present:** C. Johnson, Chair; Kapucian, Vice Chair; McCoy, Ranking Member; Bowman and Smith.

**Members Absent:** None.

**Committee Business:** Organizational meeting.

**Adjourned:** 11:10 a.m.

**INTRODUCTION OF RESOLUTIONS**

[Senate Resolution 103](#), by McCoy, a resolution urging the United States Congress to enact legislation that creates a roadmap to permanent status for temporary protected status recipients.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

[Senate Resolution 104](#), by McCoy, a resolution urging the United States Congress to enact the Dream Act of 2017.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

**INTRODUCTION OF BILLS**

[Senate File 2098](#), by committee on Judiciary, a bill for an act relating to probate, by amending the probate powers of the clerk and conforming the probate procedures to electronic data management systems standards.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 2099](#), by committee on Judiciary, a bill for an act relating to probate and the administration of small estates and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 2100](#), by Dawson, a bill for an act establishing a lake Manawa state park user fee pilot program and providing for a future repeal.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

[Senate File 2101](#), by committee on Judiciary, a bill for an act relating to purple marks or caps on top of trees or posts to indicate that unlawful entry constitutes criminal trespass and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 2102](#), by Bolkcom, a bill for an act relating to the coverage of direct-acting antiviral drugs for Medicaid beneficiaries living with a chronic hepatitis C virus infection.

Read first time under Rule 28 and referred to committee on **Human Resources**.

[Senate File 2103](#), by Chelgren, a bill for an act relating to assignment of benefits for insurance coverage for emergency medical services.

Read first time under Rule 28 and referred to committee on **Commerce**.

[Senate File 2104](#), by Chelgren, a bill for an act relating to going armed with, carrying, or transporting a firearm in a county courthouse, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Judiciary**.

[Senate File 2105](#), by Chelgren, a bill for an act relating to the possession of contraband in or on the grounds of a community-based correctional facility, and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

[Senate File 2106](#), by Bertrand, Zaun, Chapman, Feenstra, Segebart, Schultz, C. Johnson, Behn, Greene, Chelgren, Guth, Smith, Carlin, Kraayenbrink, Breitbach, Brown, Edler, and Rozenboom, a bill for an act relating to carrying and possessing weapons and acquiring pistols and revolvers, including penalties and applicability provisions.

Read first time under Rule 28 and referred to committee on **Judiciary**.

[Senate File 2107](#), by Bowman, Jochum, Petersen, McCoy, Hart, Boulton, Bolkcom, Hogg, Lykam, Ragan, Mathis, Dvorsky, Dotzler, Allen, Bisignano, Taylor, Kinney, D. Johnson, Danielson, Quirmbach, and Horn, a bill for an act relating to restitution for claims arising from state employees committing unfair or discriminatory employment practices.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

#### STUDY BILLS RECEIVED

##### [SSB 3068](#)      **Natural Resources and Environment**

Relating to the level of fees imposed pursuant to the land recycling program.

##### [SSB 3069](#)      **Local Government**

Relating to formatting requirements for groundwater hazard statements recorded with a county recording office.

##### [SSB 3070](#)      **Human Resources**

Authorizing the board of nursing to issue a limited nursing authorization to a nurse to complete the clinical component of a nurse refresher course.

**SSB 3071      Human Resources**

Relating to the Iowa prescription monitoring program, including by establishing an advisory committee, authorizing a registration surcharge, expanding information collection and reporting requirements, and making penalties applicable.

**SSB 3072      Human Resources**

Relating to pharmacy regulation, including the composition of the board of pharmacy and the wholesale distribution of prescription drugs and devices, and including penalties.

**SSB 3073      Human Resources**

Relating to controlled substances and precursor substances, including provisions relating to the registration of persons who manufacture, distribute, or dispense controlled substances, adding substances to the controlled substance schedules, expanding the list of precursor substances for which reporting is required, providing penalties, and including effective date provisions.

**SSB 3074      Human Resources**

Relating to the electronic prescribing of prescription drugs including controlled substances, making penalties applicable, and providing penalties.

**SSB 3075      Local Government**

Recognizing Chronic Traumatic Encephalopathy Awareness Day.

**SSB 3076      Ways and Means**

Authorizing the department of natural resources to establish certain fees at state parks and recreation areas.



**SSB 3077 Ways and Means**

Providing for the designation of voluntary income tax contributions on the Iowa individual income tax return and including retroactive applicability provisions.

**SSB 3078 Ways and Means**

Eliminating provisions relating to energy efficiency plans and programs for public utilities.

**SSB 3079 Ways and Means**

Relating to the practice of optometry.

**SSB 3080 Ways and Means**

Providing for victim assistance grants, and making appropriations.

**SSB 3081 Judiciary**

Relating to retaining forfeited or abandoned ammunition and firearms by a local law enforcement agency.

**SUBCOMMITTEE ASSIGNMENTS****Senate File 494**

(Reassigned)

STATE GOVERNMENT: Danielson, Chair; Chapman and Smith

**Senate File 2014**

WAYS AND MEANS: Feenstra, Chair; Bolkcom and Schultz

**Senate File 2021**

HUMAN RESOURCES: Garrett, Chair; Bolkcom and Segebart

**Senate File 2069**

WAYS AND MEANS: Brown, Chair; Edler and McCoy

**Senate File 2072**

VETERANS AFFAIRS: Dawson, Chair; Allen and Lofgren

[Senate File 2074](#)

WAYS AND MEANS: Feenstra, Chair; Breitbach and Dotzler

[Senate File 2091](#)

WAYS AND MEANS: Feenstra, Chair; Quirnbach and Smith

[Senate File 2092](#)

HUMAN RESOURCES: Greene, Chair; Chelgren and Ragan

[Senate File 2100](#)

WAYS AND MEANS: Dawson, Chair; Dotzler and Feenstra

[Senate File 2104](#)

JUDICIARY: Sinclair, Chair; Edler and Taylor

[Senate File 2105](#)

JUDICIARY: Edler, Chair; Dawson and Taylor

[SSB 3068](#)

NATURAL RESOURCES AND ENVIRONMENT: Behn, Chair; Bertrand and Lykam

[SSB 3069](#)

LOCAL GOVERNMENT: Lofgren, Chair; Hogg and Kraayenbrink

[SSB 3070](#)

HUMAN RESOURCES: Greene, Chair; Mathis and Segebart

[SSB 3071](#)

HUMAN RESOURCES: Greene, Chair; Mathis and Segebart

[SSB 3072](#)

HUMAN RESOURCES: Greene, Chair; Mathis and Segebart

[SSB 3073](#)

HUMAN RESOURCES: Greene, Chair; Mathis and Segebart

[SSB 3074](#)

HUMAN RESOURCES: Greene, Chair; Mathis and Segebart

[SSB 3075](#)

LOCAL GOVERNMENT: Garrett, Chair; Hogg and Segebart

[SSB 3076](#)

WAYS AND MEANS: Dawson, Chair; Brown and Hogg

[SSB 3077](#)

WAYS AND MEANS: Edler, Chair; McCoy and Schultz

[SSB 3078](#)

WAYS AND MEANS: Feenstra, Chair; Hogg and Smith

[SSB 3079](#)

WAYS AND MEANS: Feenstra, Chair; Dawson and Dotzler

[SSB 3080](#)

WAYS AND MEANS: Feenstra, Chair; Dawson and Jochum

[SSB 3081](#)

JUDICIARY: Schultz, Chair; Garrett and Taylor

## FINAL COMMITTEE REPORTS OF BILL ACTION

### JUDICIARY

**Bill Title:** [SENATE FILE 2098 \(SSB 3010\)](#), a bill for an act relating to probate, by amending the probate powers of the clerk and conforming the probate procedures to electronic data management systems standards.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 12: Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, 1: Zaun.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

### ALSO:

**Bill Title:** [SENATE FILE 2099 \(SSB 3009\)](#), a bill for an act relating to probate and the administration of small estates and including applicability provisions.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 12: Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, 1: Zaun.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

**ALSO:**

**Bill Title:** \*[SENATE FILE 2101](#) (formerly [SF 2002](#)), a bill for an act relating to purple marks or caps on top of trees or posts to indicate that unlawful entry constitutes criminal trespass and making penalties applicable.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 9: Dawson, Bisignano, Edler, Garrett, Kinney, Schneider, Schultz, Shipley, and Sinclair. Nays, 3: Taylor, Boulton, and Petersen. Absent, 1: Zaun.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

\*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on [Senate File 2101](#), and they were attached to the committee report.